

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 15TH DECEMBER 2006 / 24TH AGRAHAYANA 1928

Bail Appl..No. 7445 of 2006()

CC.1007/2003 of J.M.F.C.-III, NEYYATTINKARA
(C.C.NO.1007/03)
CRIME NO.67/99 OF ARYANAD POLICE STATION.
.....

PETITIONER/ACCUSED

SURESHKUMAR, S/O.GOPINATHAN @ SASI,
AMBIKA VILASOM VEEDU, KOTTAYAMUKKU NARUVAMOODU,
PALLICHAL DESOM, PALLICHAL VILLAGE.

BY ADV. SRI.P.K.VARGHESE

RESPONDENT: COMPLAINANT

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 15/12/2006, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V.RAMKUMAR, J.

B.A.No. 7445 OF 2006

DATED THIS THE 15TH DAY OF DECEMBER, 2006

O R D E R

Petitioner who is the first accused in Crime No.67/99 of Aryanad Police Station for offences punishable under sections 457, 380 and 461 IPC, seeks his enlargement on bail. The occurrence took place on 28.3.1999 and the petitioner was arrested on 4.8.2006.

2. Learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner is an accused in three other similar crimes.

3. The case of the prosecution is that the petitioner along with the other accused gained their entry into the house of the de facto complainant and committed theft of articles kept in the house.

4. Having regard to the antecedents of the petitioner, I am not inclined to grant bail to the petitioner. The case is now pending before the J.F.C.M.-III, Neyyattinkara as C.C.No.1007/03. The only direction which is called for is to

expedite the trial of the said case. Accordingly this petition is dismissed with a direction to the J.F.C.M.-III, Neyyattinkara to take up C.C.No.1007/03 for trial and disposal. In case that court is not able to dispose of the above within two months of receipt of this order, the Magistrate shall sent a report to the Registry stating the reason why the case could not be disposed of within the said period. Send a copy of this order to the J.F.C.M.-III, Neyyattinkara.

V.RAMKUMAR, JUDGE

dsn